



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

NOV 02 2018

REPLY TO THE ATTENTION OF

WC-15J

CERTIFIED MAIL 7016 3560 0000 4829 9082
RETURN RECEIPT REQUESTED

Mr. Mick Porter, Mayor
City of Momence
105 West Washington Street
Momence, Illinois 60954

Re: Information Request Issued Pursuant to Section 308(a) of the Clean Water Act
City of Momence Sewage Treatment Plant
105 West Washington Street

Dear Mayor Porter:

Pursuant to the authority provided by Section 308 of the Clean Water Act (CWA), 33 U.S.C. §1318, U.S. EPA is requesting that you provide information pertaining to the above referenced facility. Please submit the information requested in the accompanying Information Request with the certification statement required in Section IV of the Information Request.

If you have any questions regarding this matter, please contact Sangsook Choi of my staff at (312) 353-1869 or by email at choi.sangsook@epa.gov or legal counsel Deborah Carlson at (312) 353-6121 or by email at carlson.deborahA@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick F. Kuefler", is written over a horizontal line.

Patrick F. Kuefler, Chief
Water Enforcement and Compliance Assurance Branch

cc: Mr. Mark Nelson, Superintendent, City of Momence Sewage Treatment Plant
Mr. Roger Callaway, IEPA
Mr. Brent Denzin, Counsel to City of Momence

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

IN THE MATTER OF:

City of Momence

Sewage Treatment Plant

600 West Water Street

Momence, IL 60954

NPDES Permit Nos. IL0022179

)
)
)
)
)
)
)

Proceeding under Section 308(a) of
the Clean Water Act, as amended,
33 U.S.C. § 1318(a)

INFORMATION REQUEST

I. STATUTORY AUTHORITY

The U.S. Environmental Protection Agency (EPA) is issuing this Information Request to the City of Momence Sewage Treatment Plant (you) pursuant to the authority vested in the Administrator of EPA by Section 308(a) of the Clean Water Act (CWA), 33 U.S.C. § 1318(a). The Administrator has delegated this authority to the Regional Administrator of EPA, Region 5, who has re-delegated this authority to the Director of the Water Division, EPA Region 5. On January 29, 2015, the Director of the Water Division, EPA Region 5 re-delegated this authority to the Chief of the Water Enforcement and Compliance Assurance Branch, EPA Region 5.

II. INSTRUCTIONS

1. You must respond to this Information Request within 30 calendar days of its receipt by you. Submission instructions are in Section V of this Information Request.
2. You must respond separately to each of the requests. Where a "yes" or "no" answer is requested, you may provide additional information, if desired. Precede each answer with the number of the request to which it corresponds. For each document produced in response to this Information Request, indicate on the document, or in some other reasonable manner, the number of the request to which it corresponds.
3. If you do not have documents responsive to a particular request, state in your written response that you do not have responsive documents.
4. You must keep the reports and all records reviewed or generated in the course of responding to this Information Request until EPA informs you in writing that you are no longer required to keep the reports and records, or for three years, whichever is sooner.

III. REQUESTS

1. Provide a copy of the October 14, 2016 letter regarding the Finalized Report on the City of Momence Ammonia Nitrogen Study, from Mark J. Nelson, City of Momence Superintendent Water & Sewer to Megan J. Ilsley, Illinois Environmental Protection Agency, Bureau of Water. Include all attachments to the October 14, 2016 letter, including but not limited to, the "September 2016 Preliminary Report" identified as an attachment to the letter.
2. Provide a copy of the final results and report from EA Engineering referenced in the October 14, 2016 letter regarding the Finalized Report on the City of Momence Ammonia Nitrogen Study, from Mark J. Nelson, City of Momence Superintendent Water & Sewer to Megan J. Ilsley, Illinois Environmental Protection Agency, Bureau of Water.
3. In addition to the documents requested in Request Numbers 1 and 2 above, provide all other documents prepared or included in the City of Momence Ammonia Nitrogen Study referenced in Request Numbers 1 and 2 above.
4. Provide copies of all reports, including progress reports, submitted by the City, or its contractor of Momence to the Illinois Environmental Protection Agency, pursuant to Special Condition 20 of the City of Momence's National Pollutant Discharge Elimination System Permit No. IL0022179.
5. Provide copies of Momence POTW monitoring data and wastewater flow data for Aqua System from April 2018 through October 2018.
6. Provide a written description and photograph of the location that Momence POTW takes effluent samples as required by Special Condition 8 of Momence POTW's NPDES Permit.

IV. SUBMITTALS

1. Please submit your response to this Information Request within 15 days of your receipt of the Information Request and All reports, notifications, documentation, submissions, and other correspondence required to be submitted by this Information Request must be submitted to EPA electronically, to the extent possible. If electronic submittal is not possible, the submissions must be made by certified mail (return receipt requested). Electronic submissions must be sent to the following addresses: r5weca@epa.gov, choi.sangsook@epa.gov and carlson.deborahA@epa.gov. The subject line of all email correspondence must include the facility name, "IL-0022179," and the subject of the deliverable. All electronically-submitted materials must be in final and searchable format, such as Portable Document Format (PDF) with Optical Character Recognition (OCR) applied. Mailed submissions must be sent to the following addresses:

Attn: Sangsook Choi, EPA Case Manager
Water Enforcement Compliance Assurance Branch (WC-15J)
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

Attn: Deborah Carlson
Office of Regional Counsel (C-14J)
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

2. You must submit all requested information under an authorized signature with the following certification:

I certify under penalty of law that this response and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person(s) who manage the system, or those person(s) directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of a fine and imprisonment for knowing violations.

3. If you find at any time after submitting information to EPA that any portion of the submittal is false or incorrect, you must notify EPA immediately. Knowing submittal of false information to EPA in response to this Information Request may subject you to criminal prosecution under Section 309(c) of the CWA, 33 U.S.C. § 1319(c), and 18 U.S.C. §§ 1001 and 1341.

4. You may not withhold information because you claim it is confidential. However, pursuant to 40 C.F.R. Part 2, Subpart B, you may assert a claim of business confidentiality regarding any portion of the information submitted in response to this Information Request, as provided in 40 C.F.R. § 2.302(a)(2). The regulations provide that a person may assert a business confidentiality claim covering part or all of the information furnished to EPA when that person submits the information. The manner of asserting such claims is specified in 40 C.F.R. § 2.203(b). Effluent data (as defined in 40 C.F.R. § 2.302(A)(2)) and information in NPDES permit applications is not entitled to confidential treatment. 40 C.F.R. § 122.7. Information subject to a business confidentiality claim is available to the public only to the extent, and by means of the procedures, set forth in 40 C.F.R. Part 2, Subpart B. If you do not assert a claim of business confidentiality when you submit the information, EPA may make the information available to the public without further notice.

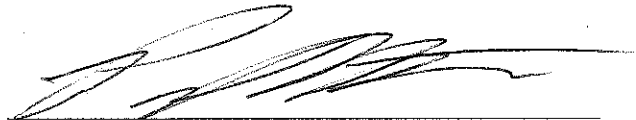
5. This Information Request is not subject to the Paperwork Reduction Act, 44 U.S.C. § 3501 *et seq.*, because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.

6. EPA may use the information submitted in response to this Information Request in an administrative, civil or criminal action.

7. Neither the issuance of this Information Request by EPA nor your compliance with this Information Request relieves you of liability for any penalty, fine, remedy or sanction authorized to be imposed pursuant to Section 309(b), (c), (d), or (g) of the CWA, 33 U.S.C. § 1319(b), (c), (d), or (g), including but not limited to those related to any violations addressed by this Information Request. EPA specifically reserves the right to seek any of the remedies specified in Section 309(b), (c), (d), or (g) of the CWA, 33 U.S.C. § 1319(b), (c), (d), or (g).

8. There can be significant civil or criminal penalties for failing to adequately respond to requests for information issued under the Section 308(a) of the CWA, 33 U.S.C. § 1318(a).

9. Please contact Sangsook Choi of my staff by telephone at (312) 353-1869 or via email at Choi.Sangsook@epa.gov, if you have any questions about this Information Request.



Patrick F. Kuefler, Chief
Water Enforcement and Compliance Assurance Branch
U.S. Environmental Protection Agency, Region 5

11/2/18
Date